

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

Allen Tomlinson,

Plaintiff,

v.

McLean County, a Political Subdivision
of the State of North Dakota; City of
Benedict, a Political Subdivision; Jerry
“J.R.” Kerzmann, individually, and as
Sheriff of McLean County; McLean
County Sheriff’s Office; Officer Justin
Cote-Kanning, a McLean County
Sheriff’s Deputy, in his individual
capacity; Becky Tebby, as Mayor of the
City of Benedict.

Defendants.

ORDER

Case No. 1:21-cv-190

On February 3, 2023, the parties filed a Second Joint Rule 26(f) Scheduling/Discovery Plan.

The court **ADOPTS** the plan and **AMENDS** the pretrial deadlines as follows.

1. Discovery and discovery motions are due by April 15, 2023.
2. Plaintiff’s expert disclosures and reports are due by May 1, 2023.
3. Defendants’ expert disclosures and reports are due by June 1, 2023
4. Dispositive motions due are due by June 1, 2023.

The court, on its own motion, shall reschedule the final pretrial conference and jury trial currently set for July 11 and 24, 2023. The final pretrial conference is rescheduled for November 21, 2023, at 9:00 AM by telephone. The jury trial is rescheduled for December 4, 2023, at 9:00 AM in Bismarck before Judge Traynor. A five (5) day trial is anticipated.

IT IS SO ORDERED.

Dated this 6th day of February, 2023.

/s/ Clare R. Hochhalter
Clare R. Hochhalter, Magistrate Judge
United States District Court